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Government of Kerala

കേരള സർക്കാർ

2008



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KERALA GAZETTE

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THIRUVANANTHAPURAM, TUESDAY

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25th November 2008

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PART I

Notifications and Orders issued by the Government

Labour and Rehabilitation Department Labour and Rehabilitation (A)

ORDERS

(1)

G. O. (Rt.) No. 2177/2008/LBR.

Thiruvananthapuram, 8th August 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The Managing Director, Divine Medical Centre Limited, Vadakkanchery P. O., Thrissur-680 582 and the workmen of the above referred establishment represented by the General Secretary, Kerala Hospital Employees Sangh (B. M. S.), Vivekananda Road, Thiruvampady, Thrissur-680 001 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Shri Nandakumar, K., Pharmacy Assistant, by the management of M/s. Divine Medical Centre Limited is justifiable? If not, what relief he is entitled to ?

(2)

G. O. (Rt.) No. 2178/2008/LBR.

Thiruvananthapuram, 8th August 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The Group Manager, Harrisons Malayalam Limited, Moopoly Valley Estate, Palappilly P. O., Thrissur District and the workman of the above referred establishment represented by (1) The General Secretary, Palappilly Rubber Estate Workers Congress (CITU), Palappilly P. O.-680 304, (2) The General Secretary, Palappilly Rubber Estate Labour Congress (INTUC), Palappilly P. O.-680 304, (3) The General Secretary, Kerala State Estate and Plantation Workers Union (FUCI), Lakshmi Nilayam Lodge, Alagappa Nagar P. O.-680 302, (4) The General Secretary, Rubber Estate Workers Union (AITUC), Palappilly P. O., Thrissur-680 304 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

1. Whether alleged unilateral wage reduction for new marking for tapping from 7 days wages to 2 days wages in the same side and 3 days wages for opposite side, per block by the management of Harrisons Malayalam Limited, Mooply Valley Estate are justifiable? If not what relief the workers are entitled to get?
2. Whether Unions' demand for enhancement of number of weightment sheds are justifiable? If yes, what are the remedial measures to be taken by the management?
3. Whether alleged unilateral work load enhancement in controlled upward tapping (CUT) from 130 rubber trees to 400 trees by the management of Harrisons Malayalam Limited, Mooply Valley Estate is justifiable? If not, what relief the workers are entitled to get?
4. Whether alleged unilateral work load enhancement in rain guarding work and connected work, preparation for rain guarding and bitumen pasting etc. by the management of Harrisons Malayalam Limited, Mooply Valley Estate are justifiable? If not, what relief the workers are entitled to get?
5. Whether non renewal of temporary workers list from workers dependents as per the existing settlement and practice and giving temporary work on contract basis by denying employment to temporary workers are justifiable? If not what are the remedial measures to be taken by the Harrisons Malayalam Limited, Mooply Valley Estate management?

(3)

G. O. (Rt.) No. 2179/2003/LBR.

Thiruvananthapuram, 8th August 2008.

Whereas, the Government are of opinion that an industrial dispute exists between (1) The Manager, Kairali Estates & Exports Private Limited, Padagiri Post, Palakkad-678 509, (2) The Managing Director, Kairali Estates & Exports Private Limited, Padagiri Post, Palakkad-678 509 and the workmen of the above referred establishment represented by Shri K. J. Francis, General Secretary, Kerala Plantation Workers Union (CITU), Nelliampathy, Palakkad-678 511 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the claim for permanency of the following 17 temporary workers of Kairali Estate, Padagiri, Nelliampathy is justifiable?

Elam Division

1. Jyothilakshmi d/o Jayaveeran
2. Rajeswari d/o Nehru
3. Vadivukkarassi d/o Thirunavakkarasu
4. Poomkodi d/o Nehru
5. Ramakrishnan s/o Muthayya
6. Palmani d/o Thankamuthu
7. Thenmozhi d/o Periya Swami
8. Nagayothi d/o Periyakaruppan
9. Sumesh s/o Thakamuthu
10. Velmurugan s/o Ayyaswami
11. Meenakshi d/o Ayyaswami
12. Vijaya d/o Karuppannan

Office Division

13. Saju
14. Gowri
15. Vinu s/o Velayudhan
16. Babu s/o Velayudhan
17. Sindu d/o Mani

(4)

G. O. (Rt.) No. 2463/2008/LBR.

Thiruvananthapuram, 18th September 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The Managing Partner, Rosanto Tile Factory, Marathakkara P. O., Ollur, Thrissur and the workmen of the above referred establishment represented by The General Secretary, Ollur Mekhala Ottu Company Thozhilali Union, Avinissery P. O., Thrissur-680 313 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the dismissal of Sri K. K. Ravi by the management of Rosanto Tile Works, Marathakkara is justifiable? If not what relief he is entitled to get?

(5)

G. O. (Rt.) No. 2464/2008/LBR.

Thiruvananthapuram, 18th September 2008.

Whereas, the Government are of opinion that an industrial dispute exists between (1) Shri P. K. Muhammadali, Puthiya Veetil, Nattika Beach P. O., Thrissur District, (2) Smt. K. A. Sheeja, Proprietor, Afiya Medicals, Thripayar, Nattika P. O., Thrissur-680 566 and the workman of the above referred establishment represented by the Secretary, Kerala Hotel and Shop Workers Union (TUCI), Thekkarayil Plaza, Shornur Road, Thrissur-1 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Shri P. V. Prasad by the Management of M/s Afiya Medicals is justifiable? If not, what relief he is entitled to get?

(6)

G. O. (Rt.) No. 2467/2008/LBR.

Thiruvananthapuram, 18th September 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, FCI, District Office, Palakkad and the workman of the above referred establishment Shri T. P. Shanmughan, Parachathampotta, Karadu Paramb P. O., Farokh College via, Malappuram-673632 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said Industrial Dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the alleged denial of employment to Shri Shanmughan by the Management of FCI is justifiable? If not, what relief he is entitled to get?

(7)

G.O.(Rt.) No. 2468/2008/LBR.

Thiruvananthapuram, 18th September 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The Corporate General Manager, Kairali Heritage Riverside Resort, Kattampalli, Kannur-670 603 and the workman of the above referred establishment represented by The General Secretary, Kannur District Vanijya Vyavasaya Mazdoor Sangh (BMS) Kannur in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now therefore, in exercise of the powers conferred by section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kannur. The Labour Court will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Shri. K. Vinod by the employer, Kairali Heritage Riverside Resort, Kattampalli, Kannur is justifiable? If not, what relief he is entitled to?

(8)

G. O. (Rt.) No. 2496/2008/LBR.

Thiruvananthapuram, 20th September 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The Managing Director, Travancore Cochin Chemicals Limited, Udyogamandal, Emakulam and the workmen of the above referred establishment represented by 1. The General Secretary, T. C. C. Thozhilali Union, Udyogamandal, 2. The General Secretary, T. C. C. Employees Association, Udyogamandal, 3. The General Secretary, T.C.C. Employees Union (INTUC), Udyogamandal, 4. The General Secretary, T.C.C. Staff & Workers Association (AITUC), Udyogamandal, 5. The General Secretary, T.C.C. Employees Organisation in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Alappuzha. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

"Whether Shri P. R. Vikraman, workman of Travancore Cochin Chemicals Limited, Udyogamandal is eligible to get promotion to the grade of Senior Assistant with effect from 21-11-2007 ? (2) Whether the workman is entitled to get his pay refixed with effect from 21-6-1996 in Parity with his junior Shri M. J. Sabu ? (3) Other related benefits if any, entitled to him ?"

(9)

G. O. (Rt.) No. 2578/2008/LBR.

Thiruvananthapuram, 4th October 2008.

Whereas, the Government are of opinion that an industrial dispute exists between The General Manager, Precot Meridian Limited, 'C' Unit, Chandrapuram, Valayar Dam P. O., Palakkad-678 624 and the workman of the above referred establishment Shri R. Jayaprakash s/o Raman, Thekkekkad House, Alamballam, Kalleppully, Palakkad in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said Industrial Dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the dismissal of Shri R. Jayaprakash (T. No. 447), Operator, Precot Meridian Limited, 'C' Unit, Chandrapuram due to an allegation of sexual harassment of a female teenaged employee in the 3rd shift is justifiable ? If not what relief he is entitled to get ?

By order of the Governor,
K. CHANDRAN,
Under Secretary to Government.